

FCC/MELLON
Law Office of
DENNIS J. KELLY
Post Office Box 6648
Annapolis, Maryland 21401

JUL 16 1998 DUPLICATE

MEMBER, DISTRICT OF COLUMBIA BAR ONLY:
PRACTICE LIMITED TO FEDERAL COMMUNICATIONS LAW

TELEPHONE: 888-322-5291
202-293-2300

TELECOPIER: 410-626-1794
E-MAIL: dkellyfcc1aw1@msn.com

July 16, 1998

BY COURIER TO FCC/MELLON BANK

**EXPEDITED ACTION REQUESTED—SILENT STATION SEEKS
SPECIAL TEMPORARY AUTHORIZATION TO RETURN TO THE AIR**

Federal Communications Commission
Mass Media Services
Post Office Box 358185
Pittsburgh, PA 15251-5185

RECEIVED
JUL 21 4 01 PM '98
LPTV

RE: **WBSP-LP, Naples, Florida**
Special Temporary Authorization
Request

Gentlemen:

On behalf of Tamiami Fort Myers, Inc. (TFMI), there is transmitted herewith in triplicate a request for Special Temporary Authorization for Low Power Television Station WBSP-LP, Channel 9, Naples, Florida, to temporarily operate with facilities from a different transmitter site, in order to return to the air on or before August 7, 1998 and thereby avoid the consequences of 47 U.S.C. §312(g).

Station WBSP-LP last operated on August 8, 1997. Thereafter, it lost its transmitter site. TFMI has found a new transmitter site from which WBSP-LP can operate on a temporary basis, located at 301 Tower Road in Naples, Florida, coordinates 26-03-08 North and 81-42-02 West. The proposed operating parameters are fully stated in the attached technical statement of consulting radio engineer Jules Cohen, P. E., whose qualifications are well known to the Commission.

Station WBSP-LP (originally known as W09BS) has been licensed to TFMI (and its commonly owned predecessor, Caloosa Television Corporation) since 1990. When operational, it has

Federal Communications Commission
July 16, 1998
Page Two

served the public interest by broadcasting independent television programming (along with co-owned WEVU-LP, Channel 7, Fort Myers, Florida) to southwest Florida, thereby serving the public interest, convenience and necessity. TFMI wishes to return WBSP-LP to the air in order to serve the public interest. A grant of this STA request would be in the public interest.

As immediate action is required, we hereby request expedited action on this request. In addition to the original and two copies transmitted this date by courier to the FCC's lockbox bank in Pittsburgh, a copy of this request has been hand-delivered this date to the LPTV Branch at the FCC's headquarters building in Washington.

The required filing fee of \$125.00, FCC Form 159 and "Anti-Drug Abuse Act Certification" are attached to this submission.

Should additional information be desired in connection with this matter, kindly communicate with this office.

Very truly yours,




Dennis J. Kelly

ANTI-DRUG ABUSE ACT CERTIFICATION

The applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits pursuant to section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a, or, in the case of a non-individual applicant (e.g. corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. § 1.2002 (b).

☒ Yes

☐ No

• Name of Applicant	• Signature
• Tamiami Fort Myers, Incorporated	
• Date	• Title
• July 15, 1998	• President

Jules Cohen, P.E.
Consulting Engineer

**APPLICATION FOR SPECIAL TEMPORARY AUTHORITY
TAMIAMI FORT MYERS, MC.
WBSP-LP, NAPLES, FLORIDA**

Engineering Statement

This engineering statement was prepared on behalf of Tamiami Fort Myers, Inc., in support of a request for authority to operate channel 9 low power television station WBSP-LP, Naples, Florida, at a temporary site pending the procurement of a new, permanent transmitting site. Permission has been denied by the owner to permit continued use of the location presently licensed to Tamiami Fort Myers, Inc. A summary of data pertinent to the temporary operation requested may be found in the tabulation accompanying this statement.

LOCATION

The transmitter and antenna for the proposed temporary operation are to be located on the MediaOne building at 301 Tower Road, Naples, Florida. Geographic coordinates of the location (NAD27 reference) are as follows:

26° 03' 08" North
81° 42' 02" West

Roof height of the building is 16 feet (4.9 meters) above ground. A tripod mount on the roof will place the radiation center of the antenna 30 feet (9.1 meters) above ground and 36 feet (11 meters) above mean sea level.

Jules Cohen, P.E.
Consulting Engineer

Engineering Statement
WBSP-LP, Naples, Florida

Page 2

EQUIPMENT

A 10-watt, type-approved transmitter will feed a Scala, Model TVO antenna through 50 feet (15.2 meters) of RG-8/U coaxial cable. Gain of the omnidirectional antenna is -3 dB. Efficiency of the transmission line is 70.8 percent. Effective radiated power on channel 9 will be 3.54 watts (0.00354 kW).

ALLOCATION CONSIDERATIONS

A search of the FCC database shows that the only authorized or applied for facility that required study is WPLG-DT, a construction permit issued as the companion digital operation for WPLG-TV, Miami, Florida. WPLG-DT is authorized to operate on channel 9 with average effective radiated power of 15.8 kW and antenna height above average terrain of 294 meters. The $f(50,90)$, 36 dB μ , noise-limited contour of WPLG-DT extends 95.6 kilometers from the transmitting site, 53.7 kilometers from the proposed temporary location of WBSP-LP. The interfering $f(50,10)$, 34 dB μ contour of the proposed WBSP-LP operation is found at only 13 kilometers from the station, approximately 40 kilometers short of the WPLG-DT 36 dB μ contour.

The closest full service adjacent channel station is WPLG-TV on channel 10. At the distance of 149.3 kilometers from the proposed WBSP-LP no interference could be caused to that NTSC station.

Jules Cohen, P.E.
Consulting Engineer

Engineering Statement
WBSP-LP, Naples, Florida

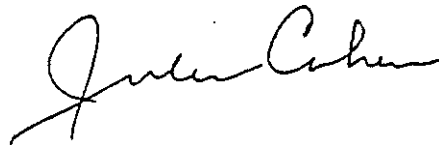
Page 3

No low power or translator stations on channels 8, 9 or 10 were found within 150 kilometers of the proposed WBSP-LP location.

The conclusion of the analysis ~~is~~ that, although minor interference will be received by WBSP-LP when WPLG-DT is activated, no interference ~~will~~ be caused to any authorized or applied for television operation.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 15, 1998.



Jules Cohen, P.E.

Jules Cohen, P.E.
Consulting Engineer

APPLICATION FOR SPECIAL TEMPORARY AUTHORITY
TAMIAMI FORT MYERS, INC.
WBSP-LP, **NAPLES**, FLORIDA

Engineering Specifications

Television channel	9
Location	
Address	301 Tower Road Naples, Florida
Geographic coordinates (NAD27)	26° 03' 08" N 81° 42' 02" W
Antenna	
Make and model	Scala TVO
Gain	-3 dBd
Height above ground	9 meters
Height above mean sea level	11 meters
Transmitter output	10 watts
Transmission line	
Type	RG-8/U
Length	15 meters
Loss	1.5 dB
Efficiency	70.8%
Effective radiated power	3.54 watts

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

JUL 23 1998

IN REPLY REFER TO: 1800E2
M.H.

Tamiami Fort Myers, Inc.
P. O. Box WKPT, 222 Commerce Street
Kingsport, TN 37662

In re: LPTV or TV Translator Station of
Tamiami Fort Myers, Inc.
WBSP-LP, Channel 9, Naples, FL

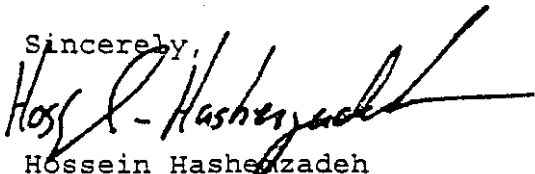
Gentlemen:

This is in reference to your request for Special Temporary Authority to operate the above-captioned proposed Low Power Television or Television Translator Station.

In light of the facts set forth therein, your request for Special Temporary Authority IS HEREBY GWTED to operate the facility in accordance with the specifications in your letter of July 22, 1998. Effective Radiated Power: 0.00354 KW; Antenna make: Scala, Model: TV0 (Omni); Frequency Offset: Zero; Height of antenna radiation center above ground: 9.1 meters; Height of antenna radiation center above mean sea level: 11.0 meters; Overall height of antenna structure above ground (including obstruction lighting, if any): 9.1 meters; Transmitting antenna coordinates: NL: 26-03-08, WL: 81-42-02; Transmitter output power: 0.010 KW. This authority is conditioned upon the avoidance of interference to any existing facilities, and subject to condition that you file application in next filling window.

This authority expires January 23, 1999, and is subject to the attached condition.

Sincerely,



Hossein Hashemzadeh
Supervisory Engineer, LPTV Branch
Video Services Division
Mass Media Bureau

cc: Dennis J. Kelly, Esquire

Call Sign: WBSP-LP

Naples, FL

Special operating condition or restriction:

1. The authorization is conditioned upon the use of a transmitter that has been type accepted or meets Commission type acceptance requirements at a visual carrier frequency tolerance of plus/minus 1 kHz.

Law Office of
DENNIS J. KELLY
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Annapolis, Maryland 21401

ORIGINAL

MEMBER, DISTRICT OF COLUMBIA BAR ONLY;
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August 5, 1998

RECEIVED

AUG - 5 1998

Federal Communications Commission
Washington, DC 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RE: WBSP-LP, Naples, Florida
Notification of Return to Air

Gentlemen:

On behalf of Tamiami Fort Myers, Inc., this is to inform the Commission that Low Power Television Station WBSP-LP, Channel 9, Naples, Florida, returned to the air on Friday, July 31, 1998 at 10:00 a.m. pursuant to facilities authorized by the Low Power Television Branch's grant of a Special Temporary Authorization on July 23, 1998.

Should additional information be desired in connection with this matter, kindly communicate with this office.

Very truly yours,



Dennis J. Kelly

-26-

Law Office of
DENNIS J. KELLY
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Annapolis, Maryland 21401

DUPLICATE

MEMBER, DISTRICT OF COLUMBIA BAR ONLY;
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E-MAIL: dkellyfedlaw1@msn.com

September 10, 1998

RECEIVED

SEP 10 1998

Federal Communications Commission
Washington, D. C. 20554

Federal Communications Commission
Office of Secretary

RE: **WBSP-LP, Naples, Florida**
Request for STA to
Temporarily Be Silent

Gentlemen:

On behalf of Tamiami Fort Myers, Inc., licensee of, Low Power Television Station WBSP-LP, Naples, Florida, this is to report that station WBSP-LP temporarily left the air on August **7, 1998**, and to request a Special Temporary Authorization to remain silent.

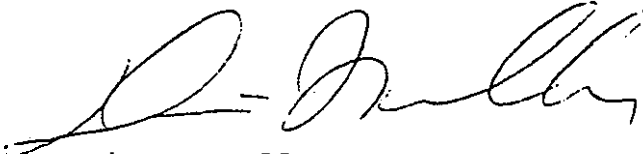
WBSP-LP, which operates on VHF Channel 9, had returned to the air pursuant to a Special Temporary Authorization at a transmitter site other than its licensed site. As it turned out, WBSP-LP's operations caused substantial interference to cable channel 9 on the cable television system serving Naples. As such, the station was temporarily turned off and Tamiami Fort Myers, Inc. is now studying the problem to determine a solution. It is our hope to return station WBSP-LP to the air as soon as possible.

An "Anti-Drug Abuse Act Certification" is appended to this request. The public interest, convenience and necessity would be well served by a grant of this STA request.

Federal Communications Commission
September 10, 1998
Page Two

Should additional information be desired in connection with the above matter, kindly communicate with this office.

Very truly yours,



Dennis J. Kelly

RECEIVED

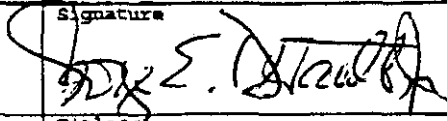
SEP 10 1998

ANTI-DRUG ABUSE ACT CERTIFICATION

Federal Communications Commission
Office of Secretary

The applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §853a, or, in the case of a non-individual applicant (e.g. corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits pursuant to that section. For the definition of a "party" for these purposes, see 41 C.F.R. §1.2002(b).

☒ Yes☐ No

Name of Applicant	Signature
TAMIAMI FORT MYERS, INC.	
Date	Title
9/8/98	President



SEP 15 1998

Federal Communications Commission
Washington, D.C. 20554

SEP 15 1998

IN REPLY REFER TO: 1800E2
M.H.

Tamiami Fort Myers, Inc.
P. O. Box WKPT
Kingsport, TN 37662

In re: LPTV or TV Translator Station of:
Tamiami Fort Myers, Inc.
WBSP-LP, Naples, FL

Gentlemen:

This refers to your above-captioned Low Power Television or Television Translator Station and your request for Special Temporary Authority to remain silent.

Your request IS HEREBY GRANTED and silent authority is authorized to December 15, 1998. Any further request must be accompanied by a progress report as to your efforts to resume operations.

Sincerely,

Hossein Hashemzadeh
Supervisory Engineer, LPTV Branch
Video Services Division
Mass Media Bureau

cc: Dennis J. Kelly, Esquire

DUPLICATE

Law Office of
DENNIS J. JELLY
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MEMBER, DISTRICT OF COLUMBIA BAR ONLY;
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TELEPHONE: 888-322-5291
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January 22, 1999

RECEIVED

JAN 22 1999

Federal Communications Commission
Washington, D. C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RE: WBSP-LP, Naples, Florida
Request for STA to
Temporarily Be Silent

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JAN 22 11 03 AM '99
LP-TV

Gentlemen:

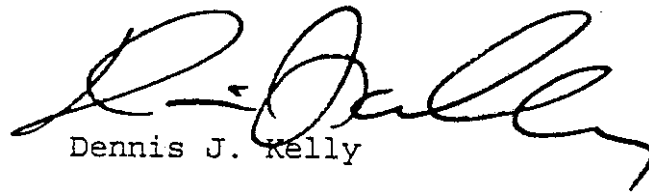
On behalf of Caloosa Television Corporation, the new licensee of Low Power Television Station WBSP-LP, Naples, Florida, this is to request an extension of the current Special Temporary Authorization to remain silent, which now expires on January 23, 1999.

WBSP-LP, which operates on VHF Channel 9, had returned to the air pursuant to a Special Temporary Authorization at a transmitter site other than its licensed site. As it turned out, WBSP-LP's operations caused substantial interference to cable channel 9 on the cable television system serving Naples. As such, the station was on August 7, 1998 temporarily turned off and Caloosa Television Corporation is now studying the problem to determine a solution. It is our hope to return station WBSP-LP to the air as soon as possible.

An "Anti-Drug Abuse Act Certification" is appended to this request. The public interest, convenience and necessity would be well served by a grant of this STA request.

Should additional information be desired in connection with the above matter, kindly communicate with this office.

Very truly yours,

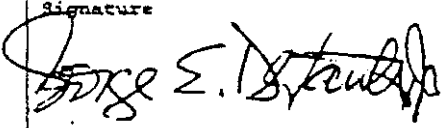


Dennis J. Kelly

ASTI-DRUG ABUSE ACT CERTIFICATION

The applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §853a, or, in the case of a non-individual applicant (e.g. corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefice pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R §1.2002(b).

☒ Yes☐ No

Name of Applicant CALOOSA TELEVISION CORPORATION	Signature 
Date 1/22/99	Title President



Federal Communications Commission
Washington, D.C. 20554

FEB 10 1999

IN REPLY REFER TO: 1800E2
M.H.

Caloosa Television Corporation
P. O. Box WKPT
Kingsport, TN 37662

In re: LPTV or TV Translator station of:
Caloosa Television Corporation
WBSP-LP, Naples, FL

64580

Gentlemen:

This refers to your above-captioned Low Power Television or Television Translator Station and your request for extension of Special Temporary Authority to remain silent.

Your request IS HEREBY GRANTED and silent authority is authorized to March 15, 1999. Any further request must be accompanied by a progress report as to your efforts to resume operations.

Sincerely,

Hossein Hashemzadeh
Supervisory Engineer, LPTV Branch
Video Services Division
Mass Media Bureau

cc: Dennis J. Kelly, Esquire
1) Sep. 15, 1998

DUPLICATE

Law Office of
DENNIS J. KELLY
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DUPLICATE

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March 15, 1999

Federal Communications Commission
Washington, D. C. 20554

RECEIVED
MAR 15 1999
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RE: WBSP-LP, Naples, Florida
Request for STA to
Temporarily Be Silent

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Gentlemen:

On behalf of Caloosa Television Corporation, the new licensee of Low Power Television Station WBSP-LP, Naples, Florida, this is to request an extension of the current Special Temporary Authorization to remain silent, which now expires on March 15, 1999.

WBSP-LP, which operates on VHF Channel 9, had returned to the air pursuant to a Special Temporary Authorization at a transmitter site other than its licensed site. As it turned out, WBSP-LP's operations caused substantial interference to cable channel 9 on the cable television system serving Naples. As such, the station was on August 7, 1998 temporarily turned off.

At the present time, there are discussions ongoing with the government of Collier County, Florida to locate the WBSP-LP transmitter and antenna atop one of its buildings, which is in a location which will enable Channel 9 to serve Naples and at the same time not cause interference to the local cable system. Should these discussions prove fruitful, we would file a request for "Special Temporary Authorization" and an

-35-

Federal Communications Commission
March 15, 1999
Page Two

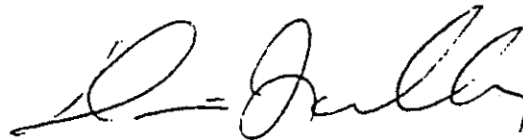
application on FCC Form 346 for authority to operate from this new site.

An "Anti-Drug Abuse Act Certification" is appended to this request.

Therefore, the public interest, convenience and necessity would be served by a Commission grant of this special temporary authorization.

Should additional information be desired in connection with the above matter, kindly communicate with this office.

Very truly yours,

A handwritten signature in black ink, appearing to read "D. Kelly", written in a cursive style.

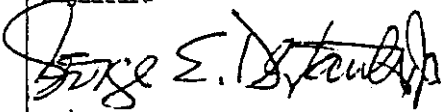
Dennis J. Kelly

ANTI-DRUG ABUSE ACT CERTIFICATION

The applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. § 853a, or, in the case of a non-individual applicant (e.g. corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. 51.2002(b).

☒ Yes

☐ No

Name of Applicant CALOOSA TELEVISION CORPORATION	Signature 
Date 1/22/99	Title President



Federal Communications Commission
Washington, D.C. 20554

MAR 23 1999

IN REPLY REFER TO: 1800E2
M.H.

Caloosa Television Corporation
P. O. BOX WKPT
Kingsport, TN 31662

In re: LPTV or TV Translator Station of:
Caloosa Television Corporation
WBSP-LP, Naples, FL # 64580

Gentlemen:

This refers to your above-captioned Low Power Television or Television Translator Station and your request for extension of Special Temporary Authority to remain silent.

Your request IS HEREBY GRANTED and silent authority is authorized to June 15, 1999. Any further request must be accompanied by a progress report as to your efforts to resume operations.

Sincerely,

Hossein Hashemzadeh
Supervisory Engineer, LPTV Branch
Video Services Division
Mass Media Bureau

cc: Dennis J. Kelly, Esquire

- 1) Sep. 15, 1998
- 2) Feb. 10, 1998

DUPLICATE

DUPLICATE

Law Office of
DENNIS J. KELLY
Post Office Box 6648
Annapolis, Maryland 21401

MEMBER, DISTRICT OF COLUMBIA BAR ONLY;
PRACTICE LIMITED TO FEDERAL COMMUNICATIONS LAW

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E-MAIL: dkellyfcc1aw1@msn.com

May 25, 1999

RECEIVED

MAY 25 1999

Federal Communications Commission
Washington, D. C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RE: WBSP-LP, Naples, Florida
Request for STA to Continue
to Temporarily Be Silent

Gentlemen:

On behalf of Caloosa Television Corporation, the new licensee of Low Power Television Station WBSP-LP, Naples, Florida, this is to request an extension of the current Special Temporary Authorization to remain silent, which now expires on June 15, 1999.

WBSP-LP, which operates on VHF Channel 9, had returned to the air pursuant to a Special Temporary Authorization at a transmitter site other than its licensed site. As it turned out, WBSP-LP's operations caused substantial interference to cable channel 9 on the cable television system serving Naples. As such, the station was on August 7, 1998 temporarily turned off.

At the present time, there are discussions ongoing to obtain lease or license rights to relocate the WBSP-LP transmitter and antenna to another location which will enable Channel 9 to serve Naples and at the same time not cause interference to the local cable system. Should these discussions prove fruitful, we would file a request for 'Special Temporary Authorization' and an application on FCC

-39-

Federal Communications Commission

May 25, 1999

Page Two

Form 346 for authority to operate from this new site. It is our intention to return WBSP-LP to the air prior to August 7, 1999, the one-year anniversary of the station's leaving the air.

An "Anti-Drug Abuse Act Certification" is appended to this request.

Therefore, the public interest, convenience and necessity would be served by a Commission grant of this special temporary authorization.

Should additional information be desired in connection with the above matter, kindly communicate with this office.

Very truly yours,

A handwritten signature in black ink, appearing to read "D. J. Kelly", with a stylized flourish at the end.

Dennis J. Kelly

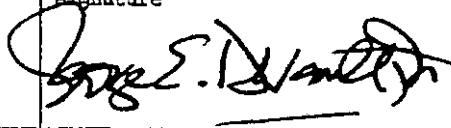
-40-

ANTI-DRUG ABUSE ACT CERTIFICATION

The applicant certifies that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits pursuant to section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. §853a, or, in the case of a non-individual applicant (e.g. corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. 51.2002(b).

☒ Yes

☐ No

Name of Applicant CALOOSA TELEVISION CORPORATION	Signature 
Date 5/10/99	Title President